



In RE application of M. SATO

Serial No.: 10/820,698

Group Art Unit: 2857

Filed: April 9, 2004

Examiner: E. Raymond

For: PERFORMANCE CONTROL APPARATUS AND METHOD FOR DATA PROCESSING SYSTEM

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

Transmitted herewith is an Amendment in the above-identified application.

- ☐ Small entity status of this application under 37 CFR 1.9 and 1.27 has been established by a verified statement previously submitted.
- ☐ A verified statement to establish small entity status under 37 CFR 1.9 and 1.27 is enclosed.
- ☒ No additional fee is required.

The fee has been calculated as shown below:

| | (COL. 1) | | (COL. 2) | | (COL. 3) |
|--|----------------------------------|-------|---------------------------------|---|---------------|
| | Claims Remaining After Amendment | | Highest No. Previously Paid For | | Present Extra |
| Total | * 18 | Minus | ** 18 | = | 0 |
| Indep. | * 2 | Minus | *** 2 | = | 0 |
| <input type="checkbox"/> First Presentation of Multiple Dependent Claims | | | | | |

SMALL ENTITY

| Rate | Additional Fee |
|-------|----------------|
| x 9 | \$ |
| x 42 | \$ |
| + 140 | \$ |
| Total | \$ |

OR

OTHER THAN A SMALL ENTITY

| Rate | Additional Fee |
|-------|----------------|
| x 18 | \$ 0 |
| x 84 | \$ 0 |
| + 280 | \$ 0 |
| Total | \$ 0 |

OR

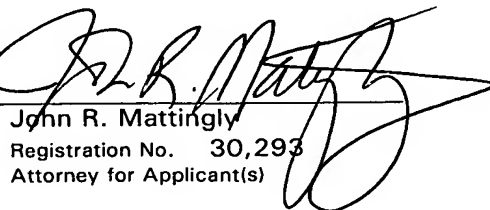
- * If the entry in Col. 1 is less than the entry in Col. 2, write '0' in Col. 3.
- ** If the 'Highest Number Previously Paid For' IN THIS SPACE is less than 20, write '20' in this space.
- *** If the 'Highest Number Previously Paid For' IN THIS SPACE is less than 3, write '3' in this space.
- The 'Highest Number Previously Paid For' (Total or Independent) is the highest number found from the equivalent box in Col. 1 of a prior Amendment or the number of claims originally filed.

- ☐ Please charge my Deposit Account No. 50-1417 in the amount of \$ _____.
- ☐ A check in the amount of \$ _____ is attached in payment of: _____.
- ☒ The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 50-1417.
- ☒ Any filing fees under 37 CFR 1.16 for the presentation of extra claims.
- ☒ Any patent application processing fees under 37 CFR 1.17.
- ☒ Any Extension of Time fees that are necessary, which are hereby requested if necessary.

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Date: February 16, 2006

By:


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ASA-1090-02

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No.: 10/820,698 Confirmation No. 8728
Applicant: M. SATO et al.
Filed: April 9, 2004
Title: PERFORMANCE CONTROL APPARATUS AND METHOD FOR DATA
PROCESSING SYSTEM
TC/AU: 2857
Examiner: E. Raymond
Customer No.: 24956

AMENDMENT

MAIL STOP: AMENDMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the Office Action of November 17, 2005, please amend the
above-identified application as follows:

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of
this paper.

Remarks/Arguments begin on page 6 of this paper.